

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
IN RE WACHOVIA CORPORATION :
ERISA LITIGATION :
-----X
: THIS DOCUMENT RELATES TO:
: WELCH V. WACHOVIA :
: CORPORATION, ET AL., :
: NO.: 1:08-CV-6464 :
-----X

MASTER FILE:
08 Civ. 5320 (NRB)

NOTICE OF VOLUNTARY DISMISSAL

Plaintiff, Michael Welch, pursuant to Fed. R. Civ. P. Rule 41(a)(1), hereby voluntarily dismisses the above-captioned action without prejudice and without costs.

Dated: August 8, 2008

Respectfully submitted,

HARWOOD FEFFER LLP

s/ Jeffrey M. Norton
Robert I. Harwood (RH-3286)
Jeffrey M. Norton (JN-4827)
Roy Shimon (RS-7521)
488 Madison Ave., 8th Floor
New York, New York 10022
Tel: (212) 935-7400
Fax: (212) 753-3630

Counsel for Plaintiff

CERTIFICATE OF SERVICE

I, Jeffrey M. Norton, hereby certify that on August 8, 2008, the foregoing **NOTICE OF VOLUNTARY DISMISSAL** was served by operation of the Court's electronic filing system on all parties indicated on the electronic filing receipt.

s/ Jeffrey M. Norton
JEFFREY M. NORTON
HARWOOD FEFFER LLP